

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ROBERT FRAZIER ,

Plaintiff,

v.

JULIA BARNETT, et al.,

Defendant.

CASE NO. 2:23-cv-00690-JLR-BAT

**ORDER GRANTING
APPLICATION TO PROCEED *IN
FORMA PAUPERIS* AND
DIRECTING INSTITUTION TO
CALCULATE, COLLECT, AND
FORWARD PAYMENTS**

Plaintiff is a prisoner proceeding *pro se* in this civil rights action. The Court, having reviewed plaintiff's application to proceed *in forma pauperis*, hereby finds and ORDERS as follows:

(1) The Court GRANTS plaintiff's application to proceed *in forma pauperis* (Dkt. - -).

(2) Pursuant to 28 U.S.C. § 1915, and plaintiff's approved application to proceed *in forma pauperis*, the agency having custody of the above-named plaintiff is directed to calculate an initial partial filing fee equal to 20 percent of the greater of either: (a) the average monthly deposits to the prisoner's account; or (b) the average monthly balance in the prisoner's account

1 for the 6-month period immediately preceding the date of this Order. The initial partial filing fee
2 should be forwarded to the Clerk of Court as soon as practicable.

3 Subsequently, if the prisoner's account exceeds \$10.00, each month the agency having
4 custody of the prisoner is directed to collect and forward payments equal to 20 percent of the
5 prisoner's preceding month's income credited to the prisoner's account. In the event the
6 monthly payment would reduce the prisoner's account below \$10.00, the agency should collect
7 and forward only that amount which would reduce the prisoner's account to the \$10.00 level.
8 Please note that this \$10.00 limit does not apply to the initial partial filing fee described above.
9 Finally, the monthly payments should be collected and forwarded to the Court until the entire
10 filing fee (\$350.00) for this matter has been paid.

11 (3) The Clerk is directed to send a copy of this Order to plaintiff, to the financial
12 officer of this Court, and to the agency having custody of plaintiff.

13 DATED this 24th day of May, 2023.

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BRIAN A. TSUCHIDA
United States Magistrate Judge